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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/663,619	09/16/2003	Zhi-Xing Yao	03187338

**CONFIRMATION NO. 3510**  
**ABANDONMENT/TERMINATION**  
**LETTER**

21186  
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. BOX 2938  
MINNEAPOLIS, MN 55402

Date Mailed: 05/04/2007

**NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)**

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 10/19/2004.

- The retention fee of \$130 was received. The retention fee practice has been eliminated. See 37 CFR 1.78.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP § 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

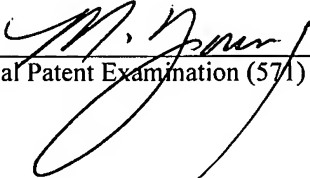
Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37

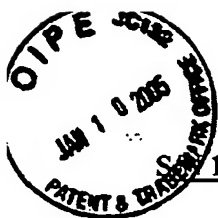
CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (571) 272-3282.

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*A copy of this notice MUST be returned with the reply.*

  
Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199  
PART 3 - OFFICE COPY



Serial No. 10/663,619

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zhi-Xing Yao et al.

Examiner: Unknown

Serial No.: 10/663,619

Group Art Unit: 1614

Filed: September 16, 2003

Docket: 1941.014US1

Title: NEUROPROTECTIVE SPIROSTENOL PHARMACEUTICAL  
COMPOSITIONSCOMMUNICATION RE: MISSING PARTS AND RETENTION REQUESTMail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This communication is in response to the "Notice to File Missing Parts" mailed October 19, 2004 (see enclosed copy). Please charge Deposit Account No. 19-0743 in the amount of \$65.00 to cover the Small entity surcharge.

Additionally, applicant requests retention in order to claim priority to a co-pending patent application pursuant to 35 U.S.C. §120 and 37 C.F.R. §1.78(a)(1), such that the above-referenced application is co-pending to a separate continuation application filed on even date herewith.

Please charge Deposit Account No. 19-0743 in the amount of \$130.00 to cover the fee for processing and retaining the above-referenced application pursuant to 37 C.F.R. § 1.21(l) and 37 C.F.R. §1.53(f). Please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

05/03/2007 SDIRETA1 00000002 190743 10663619  
01 FC:8025 130.00 DARespectfully submitted,  
ZHI-XING YAO ET AL.  
By Applicants' Representatives,  
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6905Date Jan. 7, 2005By Monique M. Perdok Shonka  
Monique M. Perdok Shonka  
Reg. No. 42,989

**CERTIFICATE UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on this 7th day of January, 2005

PATRICIA A. HULTMAN  
Name  
Signature